IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.41774 of 2008
DILIP KUMAR SONI, SON OF LATE RAM CHANDRA PRASAD SONI, R/M POSTAL PARK INDIRA NAGAR, P.S. JAKKANPUR, DISTRICT PATNA
----------PETITIONER.
Versus
STATE OF BIHAR----------OPPOSITE PARTY.
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03. 16.12.2008. Heard learned counsel for the petitioner and the State.

Petitioner is an accused in a case under Section 395 of the Penal Code which was registered against six unknown, although, Bijendra Prasad and Tuntun Singh are named in the First Information Report as suspect. Petitioner has been implicated at the instance of Sujeet Kumar who in his inculpatory statement stated that he passed on the looted ornaments to the petitioner who sold the ornaments to Sampat. Sampat has been exonerated, so submitted counsel for the petitioner with reference to paragraph-47 of the case diary.

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Let the aforesaid submission be verified by the court below and if it is found that Sampat has been exonerated and petitioner is not accused in any other case besides the present one then the petitioner, namely, Dilip Kumar Soni be released on bail on furnishing bail bond of Rs. 5000/- (Five thousand) with two sureties of the like amount each to the satisfaction of A.C.J.M., Danapur in connection with Naubatpur P.S. Case No. 138 of 2008.

(V.N.Sinha,J.)

Rajesh/